

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Basil Naji et al.
Serial No.:	10/090,561
Filing Date:	March 4, 2002
Group Art Unit:	1793
Confirmation No.	5549
Examiner:	Marcantoni, Paul D.
For:	Coatings for Building Products and Methods of Making Same

VIA EFS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Dear Sir:

Applicants submit this Petition to Withdraw Holding of Abandonment because Applicants contends that the above-identified Application for patent is not in fact abandoned. Accordingly, this Petition under 37 C.F.R. 1.181(a) is submitted requesting withdrawal of the holding of abandonment, which does not require a fee.

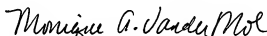
This Petition is based on evidence that a reply was timely mailed. Applicants submit that the Petition herewith and accompanying *prima facie* evidence is timely filed within two months

of the mail date of the Notice of Abandonment and that the *prima facie* evidence provided herewith is sufficient to withdraw the holding of abandonment.

Applicants respectfully submit that a proper response to the Office Action mailed November 1, 2007, was mailed, in accordance with the requirements of 37 CFR 1.8(a), on the date of April 30, 2008. Evidence in the form of Exhibit A, a copy of a postcard receipt that properly identifies the reply of April 30, 2008, provides *prima facie* evidence that the reply was timely filed. In addition, evidence in the form of Exhibit B, a copy of the Image File Wrapper obtained through PAIRS, shows on page 1 that documents identified on the postcard (see Exhibit A) were entered for the subject Application with a mail room date of April 30, 2008.

Withdrawal of the holding of abandonment of the above-identified Application and an early Notice of Allowance for the pending claims in this Application are respectfully solicited.

Respectfully submitted,



Monique A. Vander Molen
Registration No. 53,716

Address for Correspondence:
Customer No. 60148

Dated: July 8, 2008

EXHIBIT

A

Attorney(s): RJW/MAV/eaz

Client/Matter#: 131279-1019

Inventor(s): Basil Naji et al.

Title: Coating For Building Products And Methods Of Making Same

Today's Date: 4/30/08

Credit Card: \$1990.00

Serial No./Patent No.: 10/090,561

U.S. Filing/Grant Date: 3/4/02

Transmittal Form

Request for Continued Examination (RCE)

Transmittal

Information Disclosure Statement 2 pp.

IDS By Applicant 4 pp.

Copies of documents *17 foreign documents*
3 non-patent documents

Terminal Disclaimer

Petition for Extension of Time

Return receipt postcard

Express Mail EL 994539215 US



DOCKETED

JB

10/090,561

Coatings for building

of making same

07-08-

2008::14:40:49

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

Available Documents

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11-01-2007	FWCLM	Index of Claims	1
10-26-2007	FOR	Foreign Reference	1
10-26-2007	FOR	Foreign Reference	36
10-26-2007	FOR	Foreign Reference	15
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10-26-2007	IDS.LET	Information Disclosure Statement Letter	5

10-26-2007	IDS	Information Disclosure Statement (IDS) Filed	10
10-26-2007	FOR	Foreign Reference	60
10-26-2007	FOR	Foreign Reference	2
10-26-2007	FOR	Foreign Reference	12
10-26-2007	FOR	Foreign Reference	2
10-26-2007	FOR	Foreign Reference	61
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10-26-2007	FOR	Foreign Reference	3
10-26-2007	FOR	Foreign Reference	8
10-05-2007	SRNT	Examiner's search strategy and results	1
07-24-2007	XT/	Extension of Time	1
07-24-2007	WFEE	Fee Worksheet (PTO-06)	2
07-24-2007	N417	EFS Acknowledgment Receipt	2
07-24-2007	A...	Amendment - After Non-Final Rejection	2
07-24-2007	CLM	Claims	4
07-24-2007	REM	Applicant Arguments/Remarks Made in an Amendment	9
07-24-2007	WFEE	Fee Worksheet (PTO-06)	1
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01-24-2007	FWCLM	Index of Claims	1
12-05-2006	AMSB	Amendment Submitted/Entered with Filing of CPA/RCE	2
12-05-2006	CLM	Claims	4
12-05-2006	REM	Applicant Arguments/Remarks Made in an Amendment	9
12-05-2006	RCEX	Request for Continued Examination (RCE)	1
12-05-2006	TRTC	Transmittal to TC	3
12-05-2006	XT/	Extension of Time	2
12-05-2006	WFEE	Fee Worksheet (PTO-06)	1

06-06-2006	EBCC.AD	Notice of Change of Address placed in File Wrapper due to EBC Customer Number update	1
06-05-2006	CTFR	Final Rejection	9
06-05-2006	892	List of references cited by examiner	1
06-05-2006	FWCLM	Index of Claims	1
06-05-2006	SRFW	Search information including classification, databases and other search related notes	1
05-28-2006	SRNT	Examiner's search strategy and results	1
04-21-2006	CTMS	Miscellaneous Action with SSP	2
04-11-2006	ABN	Abandonment	2
04-06-2006	A...	Amendment - After Non-Final Rejection	2
04-06-2006	CLM	Claims	3
04-06-2006	REM	Applicant Arguments/Remarks Made in an Amendment	11
04-06-2006	XT/	Extension of Time	2
04-06-2006	PA..	Power of Attorney	2
04-06-2006	TRTC	Transmittal to TC	3
04-06-2006	WFEE	Fee Worksheet (PTO-06)	1
10-06-2005	CTNF	Non-Final Rejection	5
10-06-2005	FWCLM	Index of Claims	1
10-06-2005	SRFW	Search Information including classification, databases and other search related notes	1
08-01-2005	LET.	Miscellaneous Incoming Letter	3
08-01-2005	LET.	Miscellaneous Incoming Letter	3
07-19-2005	WFEE	Fee Worksheet (PTO-06)	1
06-29-2005	ABN	Abandonment	2
06-27-2005	RCEX	Request for Continued Examination (RCE)	2
06-27-2005	AMSB	Amendment Submitted/Entered with Filing of CPA/RCE	1
06-27-2005	CLM	Claims	2
06-27-2005	REM	Applicant Arguments/Remarks Made in an Amendment	3
06-27-2005	DIST	Terminal Disclaimer Filed	3
06-27-2005	DISQ	Terminal Disclaimer Approval form used within the USPTO	1
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12-23-2004	FWCLM	Index of Claims	1
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10-05-2004	IDS	Information Disclosure Statement (IDS) Filed	6
10-05-2004	FOR	Foreign Reference	1
10-05-2004	FOR	Foreign Reference	1
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10-05-2004	FOR	Foreign Reference	7
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02-06-2003	IDS	Information Disclosure Statement (IDS) Filed	4
02-06-2003	FOR	Foreign Reference	6
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12-09-2002	FRPR	Certified Copy of Foreign Priority Application	19
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